

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**VS.**

**QUIRT ALAN GLAZE,  
TODD CHARLES MATTHEWS and  
GREG WILLIAM FANTER,**

**Defendants.**

**8:08CR473**

## ORDER

This matter is before the court on the motion of Todd Charles Matthews to continue trial (Doc. 47). The movant has filed an affidavit or declaration regarding speedy trial, as required by [NECrimR](#) 12.1 and/or 12.3. For good cause shown, trial will be continued to May 5, 2009.

**IT IS ORDERED** that the motion (Doc. 47) is granted, as follows:

1. The jury trial now set for April 7, 2009 is continued to **Tuesday, May 5, 2009** as to all defendants.

2. In accordance with 18 U.S.C. § 3161(h)(8)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **April 7, 2009 and May 5, 2009**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act because counsel require additional time to adequately prepare the case, taking into consideration due diligence of counsel and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

**DATED March 25, 2009.**

**BY THE COURT:**

**s/ F.A. Gossett**  
**United States Magistrate Judge**